IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.1868 OF 2000
IN
MISC.PETITION NO.60 OF 1999

Industrial Investment Bank of India Ltd. and Ors. .. Petitioners

Vs.

Suvin Co Extrusions Ltd. .. Respondents

Mr.Dinesh Joshi i/b M.V.Kini and Co. for the petioners

Mr.Joseph Fernandes for respondent no.1

Mr.Indorkar i/b S.Satpute and Co. for respondent no.7

CORAM : S.U.KAMDAR, J
DATED : 16TH SEPTEMBER, 2005

P.C.:

1. In view of the fact that proceedings are pending before the AAIFR, motion cannot be granted. The Learned counsel for the plaintiff seeks leave to withdraw the Notice of Motion in view of the fact that the defendant company is declared as sick undertaking under section 22 of the Sick Industrial Companies Act, 1985 with liberty to take out fresh Notice of Motion after the defendant company comes

out from the declaration of sick undertaking. Notice of Motion is withdrawn with aforesaid liberty.

2. The defendants are directed to keep the Office of the Prothonotary and Senior Master, High Court, Bombay and the plaintiff’s advocate informed about the status of the proceedings before the BIFR every six months and if any final order is passed then such order to be communicated within 15 days from the passing of the said order.